IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.292 OF 2006

IN

NOTICE OF MOTION NO.2917 OF 2005

IN

L.C.SUIT NO.2754 OF 2005

WITH

CIVIL APPLICATION NO.1191 OF 2005

Mr.Mustafa Yakub Adalat ...Appellant

Versus

Shri Pinninti Veera & Anr. ...Respondents

.....

Mr.Manoj Kumar Upadhya for Appellant.

Mr.Das Gupta i/b Jhangiani, Narula & Associates for Respondent No.1.

.....

CORAM: A.M.KHANWILKAR, J.

APRIL 28, 2006.

P.C.

1. The decision which is impugned in this appeal is passed as back as on 11th July 2005 refusing to grant ad-interim relief to the

Appellant.

2. At this distance of time, I see no propriety in entertaining this Appeal, as the Appellant has already suffered that order for such a long time. Instead, this Appeal is disposed of leaving all questions open with direction to the City Civil Court to decide the pending Notice of Motion as expeditiously as possible, preferably by end of June 2006.

3. Parties shall appear before the Trial Judge on 5th May 2006 at 2.30 p.m. on which date, the Trial Judge may give necessary directions regarding completion of pleadings so as to enable disposal of the Notice of Motion by end of June 2006.

4. In view of the above order, Civil Application stands disposed of.

A.M.KHANWILKAR, J.